

BOARD OF PODIATRIC MEDICINE

DISCIPLINARY GUIDELINES

SPECIFIC LANGUAGE

Amend section 1399.710 of Division 13.9 of Title 16 of the California Code of Regulations to read as follows:

1399.710 Disciplinary Guidelines

Article 11. Disciplinary Guidelines

In reaching a decision on a disciplinary action under the Administrative Procedure Act (Government Code Section 11400, et seq.), the board shall consider the disciplinary guidelines entitled "Manual of Disciplinary Guidelines with Model Disciplinary Orders" [revised ~~September 2005~~ October 2007] which are hereby incorporated by reference. Deviation from these guidelines and orders, including the standard terms of probation, is appropriate where the board in its sole discretion determines that the facts of the particular case warrant such a deviation -for example: the presence of mitigating factors; the age of the case; evidentiary problems.

NOTE: Authority cited: Section 2470, Business and Professions Code; and Section 11400.20, Government Code. Reference: Sections 11400.20 and 11425.50(e), Government Code.